

BEFORE THE ARIZONA BOARD OF OSTEOPATHIC
EXAMINERS IN MEDICINE AND SURGERY

In the Matter of)	
)	
JAMES W. MORSE, D.O.)	PROBATION ORDER
)	
Holder of License No. 280 for)	
the Practice of Osteopathic)	
<u>Medicine in the State of Arizona.)</u>		

This matter having come on regularly for informal interview before the Arizona Board of Osteopathic Examiners in Medicine and Surgery on the 17th day of January, 1986, the licentiate, JAMES W. MORSE, D.O. holder of License No. 280 for the practice of osteopathic medicine in the State of Arizona, being duly noticed and appearing in person, and the Arizona Board of Osteopathic Examiners in Medicine and Surgery having conducted its informal interview of the licentiate and having afforded the licentiate an opportunity to be heard on the issues before it, and having considered all the material evidence in the matter, and being fully advised, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

I

The Arizona Board of Osteopathic Examiners in Medicine and Surgery is the duly constituted authority for the regulation and control of the practice of osteopathic medicine in the State of Arizona.

II

JAMES W. MORSE, D.O., is the holder of License No. 280 for the practice of osteopathic medicine in the State of Arizona.

III

During 1983 and 1984, JAMES W. MORSE, D.O., prescribed Schedule II controlled substances for the treatment of exogenous obesity in excess of 30 days in a 1-year period.

IV

JAMES W. MORSE, D.O. failed to keep accurate records on at least 20 patients. The Board's investigation determined 33% of the office calls on the charts reviewed were not recorded.

V

A review of patient D.W.'s chart revealed that Dr. Morse failed to note at least 8 prescriptions during a one year period as verified by pharmacy surveys.

CONCLUSIONS OF LAW

VI

The Arizona Board of Osteopathic Examiners in Medicine and Surgery has jurisdiction over the subject matter hereof and over the licentiate pursuant to A.R.S. 32-1803 and 32-1855.

VII

The conduct of JAMES W. MORSE, D.O. described in Paragraph III above constitutes unprofessional conduct as that term is defined in ARS 32-1854.A.25, prescribing, dispensing, or administering Schedule II controlled substances including amphetamines and similar Schedule II sympathomimetic drugs in the treatment of exogenous obesity for a period in excess of 30 days in any one year.

VIII

The conduct of JAMES W. MORSE, D.O. described in Paragraph IV and V above constitutes unprofessional conduct as that term is defined in ARS 32-1854.A.22, failing or refusing to maintain records on a patient.

IX

Grounds exist under A.R.S. 32-1855 to take disciplinary action against JAMES W. MORSE, D.O.

ORDER

IT IS THEREFORE ORDERED that JAMES W. MORSE, D.O. be and hereby is placed on probation effective 17 January, 1986, for a period of not less than two years under the following terms and conditions:

1. Twenty charts will be chosen from Dr. Morse's office dated from this day forward for Board review at the August 1986 Board meeting.

2. JAMES W. MORSE, D.O. shall thereafter appear before the Board upon reasonable notice.

3. JAMES W. MORSE, D.O. must comply with all the statutes and rules and regulations of the Board.

4. If JAMES W. MORSE, D.O. should fail to comply with all terms and conditions of this Order, then the Board may immediately suspend License No. 280 issued to JAMES W. MORSE, D.O., provided, however, that JAMES W. MORSE, D.O. shall be entitled to a subsequent hearing before the Board concerning only the issue of whether the terms of this Order have been violated.

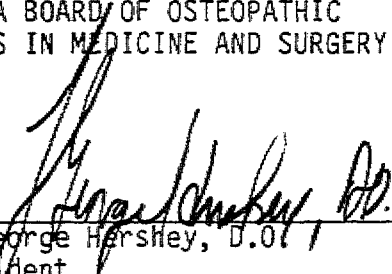
5. Any violation of the Board's statutes, rules and regulations subsequent to this Order may be the basis for further disciplinary action.

ENTERED and effective the 17th day of January, 1986.

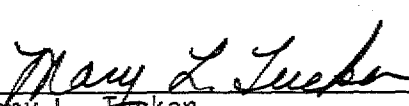
ARIZONA BOARD OF OSTEOPATHIC
EXAMINERS IN MEDICINE AND SURGERY

S E A L

By


L. George Hershey, D.O.
President

By


Mary L. Tucker
Executive Director